

# WEST VIRGINIA LEGISLATURE

## 2018 REGULAR SESSION

**Introduced**

### **House Bill 4166**

**FISCAL  
NOTE**

BY DELEGATES WESTFALL, KESSINGER, PAYNTER,  
FOSTER, HAMRICK, BUTLER, STATLER, SUMMERS AND  
HAMILTON

[Introduced January 17, 2018; Referred  
to the Committee on Agriculture and Natural  
Resources then Finance.]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section,  
 2 designated §19-1-4e, and to amend and reenact §19-12A-6a of said code, all relating to  
 3 establishing a special revenue fund to be known as the "Capital Improvements Fund —  
 4 Department of Agriculture Facilities" for the purposes of funding capital improvements to  
 5 the Department of Agriculture's facilities.

*Be it enacted by the Legislature of West Virginia:*

## **ARTICLE 1. DEPARTMENT OF AGRICULTURE.**

### **§19-1-4e. Capital Improvements Fund — Department of Agriculture Facilities.**

1 A nonappropriated special revenue account is created within the State Treasury to be  
 2 known as the "Capital Improvements Fund — Department of Agriculture Facilities". Expenditures  
 3 from the fund shall be used exclusively by the Commissioner of Agriculture for the purpose of  
 4 funding construction and capital improvements to facilities owned or occupied by the Department  
 5 of Agriculture. Moneys paid into the account shall be determined annually by the Commissioner  
 6 of Agriculture from any balances remaining in department accounts.

## **ARTICLE 12A. LAND DIVISION.**

### **§19-12A-6a. Special revenue account.**

1 All funds collected by the ~~commission~~ department pursuant to this article, whether from  
 2 the sale of food, the disposition of assets other than land, the lease of land or minerals or any  
 3 other source, shall be paid into a special revenue account to be used for the purposes of this  
 4 article: *Provided*, That when the ~~aggregate~~ remaining balance at the end of any fiscal year of said  
 5 the funds so collected and deposited in the special revenue account in any fiscal year total  
 6 \$2,000,000, the commission shall deposit half of any excess funds collected into the special  
 7 revenue account, and half into the General Revenue Fund of the state exceeds \$1 million, the  
 8 Commissioner of Agriculture may transfer any portion of the excess funds to the Capital  
 9 Improvements Fund — Department of Agriculture Facilities established in §19-1-4e of this code.

NOTE: The purpose of this bill is to establish a special revenue fund for the funding of capital improvements to the Department of Agriculture's facilities.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.